

REMARKS

Applicant has amended claim 5 to correct a typographical error to correct "label" to "lapel," as presented in the original claim 4. Accordingly, the rejection under 35 U.S.C. § 112, paragraph 1 is overcome. A minor change has also been made to claim 6 to correct a spelling error.

The drawing has been corrected to meet all the objections of the Examiner. Where necessary, the specification has been modified to conform to the drawing.

Claims 1-6 are in the application.

Claims 1-4 have been rejected under 35 U.S.C. § 103(a) as being unpatentable over James in view of Toya. Reconsideration and withdrawal of this rejection is respectfully requested.

As now set forth, the claimed invention is set forth in claim 1 as wireless headphones, comprising a detachable receive section for receiving sound signal data transmitted in wireless manner, wherein during operation the receive section is attached to the headphone such that the receive section is carried on the headphone.

In dependent claim 2, the receive section comprises a bush which is configured to house a plug of a headphone.

In dependent claim 3, the bush is designed to receive a commercially available plug of headphones. Dependent claims 4-6 set forth additional features of the claimed invention.

The cited reference, James, discloses a wireless headphone and an RF transmitter. The transmitter comprises a male plug 18 such that the transmitter can be plugged into an output jack 12 of an audio source. Accordingly, the transmitter can be removed from the audio source if required. It should be noted that the wireless receiver is built into the headset 20, i.e., the receiver 22 not implemented as a detachable receiver. Whether or not the transmitter is detachable is completely irrelevant for the headphone. James completely misses the thrust of applicant's claimed invention.

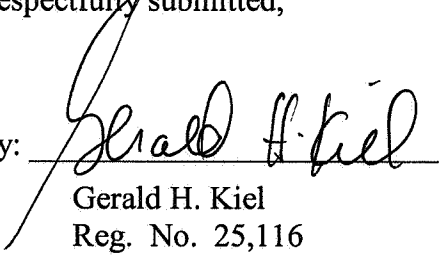
Toya discloses a mobile radio telephone system with a wireless transmitter which can be detached from the telephone set. In other words, the wireless transmitter can be detached from the telephone set and can be hung near the driver's mouth (cf. col. 3, lines 26-29, claim 1). Therefore, Toya does not teach providing a detachable receiver, but merely discloses a

detachable transmitter.

Based on the above, neither James nor Toya, individually or in combination, disclose or render obvious applicant's claimed invention. Accordingly, claims 1-6 should be allowed and the application passed to issue.

Respectfully submitted,

By:


Gerald H. Kiel
Reg. No. 25,116

REED SMITH LLP
599 Lexington Avenue
New York, NY 10022-7650
GHK:jl
Enc.: Replacement drawing